

# Order

**Michigan Supreme Court  
Lansing, Michigan**

October 31, 2005

Clifford W. Taylor,  
Chief Justice

128545

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

ROBERT MAY, TRUSTEE,  
Plaintiff/Counter-Defendant-  
Appellee,

v

SC: 128545  
COA: 251769  
Otsego CC: 02-010021-CZ

MCN OIL & GAS COMPANY,  
Defendant/Counter-Defendant/  
Third-Party-Defendant-Appellee,

and

STANLEY T. MAY, TRUSTEE and DEVONIAN  
ENERGY, INC.,  
Third-Party Defendants-Appellees,

and

IRMA L. RICHARDSON, MARTIN L.  
RICHARDSON, RUTH SCHULIEN  
RICHARDSON,  
Third-Party Defendants-Appellants,

and

PAXTON RESOURCES, LLC, QUICKSILVER  
RESOURCES, INC., ALBERT QUALL LIVING  
TRUST, CHRIS MELLING, HARRY S.  
MELLING ESTATE, MICHAEL J. MOIR,  
WILLIAM J. BELANGER, SANDRA M.  
BELANGER, PHILLIP G. BOSWOOD TRUST,  
JOHN A. BOTT TRUST, H. KEITH MILLER,  
RICHARD NEDOW, ROBIN NEDOW, GERALD  
LEROY LANGWEROWSKI, MARCELLA S.

LANGWEROWSKI, WILLIAM J. MUZYL  
TRUST, SCOTT D. LAMPERT TRUST, AND  
WHITING PETROLEUM CORPORATION,  
Third-Party Defendants-Appellees.

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On order of the Court, the application for leave to appeal the March 15, 2005 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 31, 2005

A handwritten signature in cursive script, reading "Corbin R. Davis".

Clerk